

MEETINGS TO DATE 20
NO. OF REGULARS 13
NO. OF SPECIALS 7

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JULY 15, 1992

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 15th day of July 1992, at 6:00 P.M. and there were

PRESENT: LUCIAN J. GRAD, SUPERVISOR - N.B.-1
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
PATRICK C. PORORSKI, COUNCILMAN
THOMAS H. VAN NORTWICK, COUNCILMAN
JOHNSTON N. REID, JR., PLANNING BOARD MEMBER
HENRY R. SCHENK, PLANNING BOARD MEMBER
DONNA G. STEMPNIAK, PLANNING BOARD MEMBER
MELVIN H. SZYMANSKI, PLANNING BOARD MEMBER - N.B.-2
MILDRED F. WHITTAKER, PLANNING BOARD MEMBER

ABSENT: GEORGE E. O'NEIL, PLANNING BOARD CHAIRMAN
JOHN P. GOBER, PLANNING BOARD MEMBER

ALSO PRESENT: ROBERT P. THILL, TOWN CLERK
JOSEPH F. REINA, ATTORNEY
ROBERT L. LANEY, BUILDING INSPECTOR
ROBERT H. LABENSKI, TOWN ENGINEER

N.B.-1 Excused at 7:15 P.M. Deputy Supervisor Van Nortwick chaired remainder of meeting.

N.B.-2 Excused at 8:00 P.M.

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for a State Environmental Quality Review of seven actions.

IN THE MATTER OF THE SEQR REVIEW OF THE
PROPOSED REZONE PETITION ONLY (NO SITE PLAN) OF PINE HILL CONCRETE MIX CORP.

The joint board then proceeded with the Environmental Assessment on the proposed Pine Hill Concrete Mix Corp. rezone matter with an item for item review and discussion of the project impact and magnitude as outlined on an Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER STEMPNIAK,
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

32x1

NOTICE OF DETERMINATION

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**PROPOSED NEGOTIATION ONLY (NO SITE PLAN) OF PINE HILL CONCRETE MIX CORP.
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Joseph F. Reina, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 73.9 acres.

The location of the premises being reviewed is at the south west corner of Pavement Road and Walden Avenue, Lancaster, New York.

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will not result in a physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will not affect surface or ground water quality or quantity.
6. The proposed action will not alter drainage flow patterns or surface water runoff.
7. The proposed action will have a small to moderate affect on air quality, namely an increase in the amount of land committed to industrial use.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.

12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will not effect existing transportation systems.
15. The proposed action will not affect the community's sources of fuel or energy supply.
16. There will not be objectional odors, noise, or vibration as a result of this proposed action.
17. The proposed action will not affect public health and safety.
18. The proposed action will have a small to moderate affect on the character of the existing community, namely a land use change but one that is compatible with the existing community.
19. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s

Lucian J. Greco, Supervisor
Town of Lancaster

July 15, 1992

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD HENRY SCHENK	VOTED YES
PLANNING BOARD MEMBER STEMENIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

July 15, 1992

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IN THE MATTER OF THE SEQ REVIEW OF THE

PROPOSED DONATO/JOSELA REZONE AND PROPOSED WALDEN CREEK SUBDIVISION

The joint board then proceeded with the Environmental Assessment on the proposed Donato/Josela Rezone and proposed Walden Creek Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on an Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER SIEMENIAK,
WHO MOVED ITS ADOPTION, SECONDED BY
PLANNING BOARD MEMBER REID, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

NOTICE OF DETERMINATION

PROPOSED DONATO/JOSELA REZONE AND PROPOSED WALDEN CREEK SUBDIVISION

NEGATIVE DECLARATION

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Joseph F. Reina, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 37 acres.

The location of the premises being reviewed is on the north side of Walden Avenue between Seneca Place and Stony Road, Lancaster, New York.

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will result in a small to moderate physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will have a small to moderate affect on a water body designated as protected. A Federal wetlands permit is needed by developers.

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4. The proposed action will not affect any non-protected existing or new body of water.
 5. The proposed action will have a small to moderate affect on surface or ground water quality or quantity. Some siltation will occur during construction only.
 6. The proposed action will have a small to moderate affect on drainage flow patterns or surface water runoff. The proposed action will have a positive affect. Drainage flow patterns will be improved.
 7. The proposed action will not affect air quality.
 8. The proposed action will have a small to moderate affect on threatened or endangered species. Lawn care products and pool chemicals applied by homeowners more than twice a year.
 9. The proposed action will not substantially affect non-threatened or endangered species.
 10. The proposed action will not affect agricultural land resources.
 11. The proposed action will not affect aesthetic resources.
 12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
 13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
 14. The proposed action will have a small to moderate affect upon existing transportation systems.
 15. The proposed action will have a small to moderate affect upon the community's sources of fuel or energy supply.
 16. There will be some small to moderate objectional odors, noise, or vibration as a result of this proposed action during construction only. Tree removal will result in removal of a natural noise screen.
 17. The proposed action will not affect public health and safety.
 18. The proposed action will have a small to moderate affect upon the character of the existing community. The proposed action will create employment during the construction period.
 19. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s _____

Lucian J. Greco, Supervisor
Town of Lancaster

July 15, 1992

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

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The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN FORORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD HENRY SCHENK	VOTED YES
PLANNING BOARD MEMBER STEMPIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.
July 15, 1992

IN THE MATTER OF THE SEQR REVIEW OF THE
PROPOSED WALNUT CREEK SUBDIVISION

The joint board then proceeded with the Environmental Assessment on the proposed Walnut Creek Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on an Full Environmental Assessment Form Part 2 which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER STEMPIAK,
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted:

NOTICE OF DETERMINATION
PROPOSED WALNUT CREEK SUBDIVISION
NEGATIVE DECLARATION

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Joseph F. Reina, Town Attorney
716-684-3342

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NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 49 acres.

The location of the premises being reviewed is on the west side of Aurora Street, south of William Street, Lancaster, New York.

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will result in a small to moderate physical change to the project site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will have a small to moderate affect upon a water body designated as protected. Wetlands have been identified.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will have a small to moderate affect on surface or ground water quality or quantity. Some siltation will occur during construction only.
6. The proposed action will have a small to moderate affect on drainage flow patterns or surface water runoff. Proposed on site detention area will be beneficial to area drainage.
7. The proposed action will not affect air quality.
8. The proposed action will have a small to moderate affect upon threatened or endangered species. Lawn care products and pool chemicals applied by homeowners more than twice a year.
9. The proposed action will not substantially affect non-threatened or endangered species.
10. The proposed action will have a small to moderate affect on agricultural land resources.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The proposed action will have a small to moderate effect on existing transportation systems; additional north and south traffic to Aurora Street. Beneficial interconnection to Enchanted Forest North will improve emergency response time for entire area.
15. The proposed action will have a small to moderate affect on the community's sources of fuel or energy supply.
16. There will be some small to moderate objectional odors, noise, or vibration as a result of this proposed action during construction only. Tree removal will remove some natural noise screen.
17. The proposed action will not affect public health and safety.
18. The proposed action will have a small to moderate affect on the character of the existing community.

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19. There is not, or is there likely to be, public controversy related to potential adverse environmental impacts.

s/s
Lucian J. Greco, Supervisor
Town of Lancaster

July 15, 1992

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	VOTED YES
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD HENRY SCHENK	VOTED YES
PLANNING BOARD MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.
July 15, 1992

**IN THE MATTER OF THE SEQR REVIEW OF THE
PROPOSED MARKAR MANUFACTURING AND OFFICE BUILDING**

The joint boards proceeded with the short Environmental Assessment Form on the proposed Markar Manufacturing and Office Building matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED BY
PLANNING BOARD MEMBER REID, WHO MOVED
ITS ADOPTION, SECONDED BY PLANNING BOARD
MEMBER STEMPNIAK, TO WIT:

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RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
PROPOSED MARKAR MANUFACTURING AND OFFICE BUILDING
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Joseph F. Reina, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 3.41 acres.

The location of the premises being reviewed is on the north end of Ward Road running off Walden Avenue, east of Pavement Road, Lancaster, New York.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will result in some adverse effects associated with the following:
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems. Small to moderate affect upon traffic patterns, dust and noise during construction. Proposed drainage change will improve area drainage.
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No adverse effects noted

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- C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No adverse effects noted
- C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
- C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
- C.7 Other impacts (including changes in use of either quantity or type of energy).
No adverse effects noted
- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s

Lucian J. Greco, Supervisor
Town of Lancaster

July 15, 1992

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

and,

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	WAS ABSENT
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD HENRY SCHENK	VOTED YES
PLANNING BOARD MEMBER STEMPNIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

July 15, 1992

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**IN THE MATTER OF THE SHORT REVIEW OF THE
PROPOSED LPRC REZONE AND 70 UNIT APARTMENT BUILDING**

The joint boards proceeded with the short Environmental Assessment Form on the proposed LPRC rezone and 70 unit apartment building matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER STERNIAK,
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCILMAN KWAK, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
PROPOSED LPRC REZONE AND 70 UNIT APARTMENT BUILDING
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purpose of Article 8 of the Environmental Conservation Law.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Joseph F. Reina, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 3.5 acres.

The location of the premises being reviewed is on the east side of Harris Hill Road, south of Wehrle Drive, Lancaster, New York.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed type 1 threshold in 6 NYCRR, Part 617.12.

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- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will result in some adverse effects associated with the following:
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems. Small to moderate air quality, noise and dust during construction. Small to moderate increase in surface water runoff and increased traffic.
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character. Small to moderate affect noted. N.Y.S. Historic Preservation Office (SHPO) may need to clear site before DEC permits are issued.
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species. Small to moderate affect noted. Erie County Department of Environmental Conservation notes bedrock outcrops in area that are conducive to rare calciphilia plant species habitat.
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources. Small to moderate change in density. Zoning change from a R2 to General Business.
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy. Small to moderate affect noted. Erie County Department of Environmental Conservation notes that a new three inch low pressure sewer line is required. Grinder pumping unit along with force main and appurtenances required.
- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s

Lucian J. Greco, Supervisor
Town of Lancaster

July 15, 1992

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

32X1

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	WAS ABSENT
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN FORORSKI	VOTED YES
COUNCILMAN VAN NORTWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD HENRY SCHENK	VOTED YES
PLANNING BOARD MEMBER STEPNIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

July 15, 1992

IN THE MATTER OF THE SQR REVIEW OF THE
PROPOSED SANITARY SEWER DISTRICT NO. 7 - 8 INCH LINE
TOWN OF LANCASTER, NEW YORK

The joint boards proceeded with the short Environmental Assessment Form on the proposed Sanitary Sewer District No. 7 - 8 inch line, Town of Lancaster, New York matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER STEPNIAK,
WHO MOVED ITS ADOPTION, SECONDED BY
PLANNING BOARD MEMBER REID, TO WIT:

RESOLVED, that the following Negative Declaration be adopted.

NOTICE OF DETERMINATION:
PROPOSED SANITARY SEWER DISTRICT NO 7 - 8 INCH LINE
TOWN OF LANCASTER
NEGATIVE DECLARATION

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact, the lead agency, now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law.

32X1

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Joseph F. Reina, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is for a proposed eight inch sanitary sewer along Enterprise Drive.

The location of the premises being reviewed is Enterprise Drive, Town of Lancaster, New York.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.12.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No adverse effects noted
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No adverse effects noted
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No adverse effects noted
- D. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s

Lucian J. Greco, Supervisor
Town of Lancaster

July 15, 1992

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

SUPERVISOR GRECO	WAS ABSENT
COUNCILMAN GIZA	VOTED YES
COUNCILMAN KWAK	VOTED YES
COUNCILMAN POKORSKI	VOTED YES
COUNCILMAN VAN NORWICK	VOTED YES
PLANNING BOARD CHAIR. O'NEIL	WAS ABSENT
PLANNING BOARD MEMBER GOBER	WAS ABSENT
PLANNING BOARD MEMBER REID	VOTED YES
PLANNING BOARD HENRY SCHENK	VOTED YES
PLANNING BOARD MEMBER STERNIAK	VOTED YES
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD MEMBER WHITTAKER	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

July 15, 1992

IN THE MATTER OF THE SHORT REVIEW OF THE
PROPOSED SITE DEMOLITION AND CONSTRUCTION OF COMFORT INN

The joint boards proceeded with the short Environmental Assessment Form on the proposed site demolition and construction of Comfort Inn matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

UPON MOTION DULY MADE, SECONDED AND CARRIED, the Joint Review Committee tabled this matter pending receipt of additional information from the developer addressing those concerns raised in a letter from the New York State Department of Environmental Conservation dated July 15, 1992 and a

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letter from the Erie County Department of Environmental Conservation dated July 2, 1992.

ADJOURNMENT:

ON MOTION DULY MADE, SECONDED AND CARRIED, this meeting was adjourned at 8:30 P.M.

Robert P. Thill

Robert P. Thill, Town Clerk